

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BEGASHAW AYELE,

Plaintiff,

V.

COGNISA SECURITY COMPANY, INC.,)

Defendant.

Civil Action No.: 04CV12217-PBS

DEFENDANT COGNISA SECURITY, INC.'S MOTION FOR SUMMARY JUDGMENT

COMES NOW Defendant Cognisa Security, Inc. (hereinafter “Defendant” or “Cognisa”), and pursuant to Federal Rule of Civil Procedure 56 and the Local Rules of this Court, hereby moves this Court for an Order granting summary judgment in Defendant’s favor on the grounds that no genuine issue of material fact exists to be tried in this case, and therefore, Defendant is entitled to judgment as a matter of law.

Defendant bases this Motion on the following documents, filed contemporaneously herewith: Memorandum of Law in Support of Defendant's Motion for Summary Judgment, Defendant's Statement of Undisputed Material Facts, excerpts from deposition of Plaintiff Begashaw Ayele, the Declaration of Nicole Downes, and the Declaration of Aaron Feo.

WHEREFORE, Defendant respectfully requests that the Court grant its Motion for Summary Judgment and dismiss Plaintiff's claims in their entirety.

Respectfully submitted,

COGNISA SECURITY, INC.

By its attorneys

/s/ Bronwyn L. Roberts

Bronwyn L. Roberts, BBO# 638079

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Dated: June 15, 2005

CERTIFICATION UNDER L.R. 7.1(A)(2)

The undersigned hereby certifies that on June 14, 2005 at approximately 2:00 PM counsel for defendant Cognisa Security, Inc. conferred with the plaintiff in good faith to resolve or narrow the issue raised by this motion. The parties were unable to reach agreement.

/s/ Bronwyn L. Roberts

Bronwyn L. Roberts, BBO# 638079

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CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of June, 2005, I electronically filed the foregoing DEFENDANT COGNISA SECURITY, INC.'S MOTION FOR SUMMARY JUDGMENT with the Clerk of Court using the CM/ECF system.

I further certify that I have mailed, by United States Postal Service, the document to the following non-CM/ECF participant:

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261 O'Callaghan Way #816
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/s/ Bronwyn L. Roberts
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